3-.28-05



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

: 10/680,076

Applicant:

: Bell et al.

Filed:

October 6, 2003

Group Art Unit

1614

Examiner:

: Not assigned

For:

TRIAZA COMPOUND

REGULATORY AGENTS

Docket No.

: 36-02

Customer No.

: 23713

sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

> Mur ea Murray

EV 569 066 402 US

Confirmation No.: 9942

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with

INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Examiner is respectfully requested to consider the references, copies enclosed, which may qualify as prior art. For the Examiner's convenience, the references are listed on the attached Patent and Trademark Office form PTO-1449. Pursuant to the Waiver published in the Official Gazette on August 5, 2003, because this application was filed after June 30, 2003, copies of cited U.S. patents are not included, but will be provided upon request.

JP08-27129 is in Japanese. Applicants do not have a translation of this document. An English abstract is provided to indicate the relevance of the document. Applicants also direct the Examiner to chemical formula and drawings of the document which provide additional insight into the relevance of the document.

Where the month of a reference is not listed, the year of publication is sufficiently earlier than the effective U.S. filing date so that the particular month of publication is not an issue.

References known to the applicants have been listed on PTO-1449. That information is cited in a spirit of forthrightness and cooperation to enable the applicants to obtain that measure of protection for the invention to which there is entitlement. However, no representation is made that the listed art actually qualifies as prior art under the patent statute and the mere use of PTO-1449 is not an admission that all listed references are prior art. No representation is made that applicants know of the best art.

Respectfully submitted,

Sally A. Syllivan Reg. No. 32,064

GREENLEE, WINNER AND SULLIVAN, P.C. 5370 Manhattan Circle, Suite 201, Boulder, CO 80303 Telephone: (303) 499-8080; Facsimile: (303) 499-8089 Attorney Docket No. 36-02

lem:March 25, 2005

| Substitute for form 1449/PTO, based on PTO/SB/08A 200 08B | Application Number | 10/680,076 |
|---|------------------------|-----------------|
| | Filing Date | October 6, 2003 |
| INFORMATION DISCLOSURE | \First Named Inventor | Bell et al. |
| 1 | Art Unit | 1614 |
| E 5005 | Examiner Name | Not assigned |
| F. 1005 | Attorney Docket Number | 36-02 |

| Pages Columns Lines Where | | | | | |
|---------------------------|--------------|--------------------------|----------------------------------|---------------|---|
| Examiner Initial* | Cite No.1 | Document Number (US-) | Publication Date (MM-DD-YYYY) | Name | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear (or entire document unless noted otherwise) |
| | | 6,342,492 | 01/29/02 | Bell | |
| | | 6,335,339 | 01/01/02 | Arenas et al. | |
| | | 5,663,161 | 09/02/97 | Bell | |
| | | 5,565,562 | 10/15/96 | Parker et al. | |
| | | 2002/0019423 | 02/14/02 | Bell | |

FOREIGN PATENT DOCUMENTS

| Examiner Initial* | Cite No. ¹ | Foreign Patent Document Number (include WIPO country code) | Publication Date (MM-DD-YYYY) | Name | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear (or entire document unless noted otherwise) | T ² |
|----------------------|--------------------------|---|----------------------------------|------|---|----------------|
| | | WO96/025167 | 08/22/96 | | | |
| | | JP 08-27129 | 01/30/96 | | | |

NON-PATENT LITERATURE DOCUMENTS

| Examiner Initial* | Cite No. ¹ | REFERENCE Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|----------------------|--------------------------|---|----------------|
| | | Bell, T.W. et al. (March 2002), "Specific CD4 Down-modulating Compounds with Potent Anti-HIV and HHV-7 Activity," Abstract, 15 th Intl. Conference on Antiviral Research, Prague, Czech Republic, March 17-21, 2002 | |
| | | Chieco-Bianchi, L. et al. (1989), "CD4 modulation and inhibition of HIV-1 infectivity induced by monosialoganglioside GM1 in vitro," AIDS 3:501-507 | |
| | | Chowdhury, I.H. et al. (1990), "The Phorbol Ester TPA Strongly Inhibits HIV-1-induced Synctia Formation but Enhances Virus Production: Possible Involvement of Protein Kinase C Pathway," Virology 176 :126-132 | |
| | | Hoffman, T.L. et al. (1990), "Stable exposure of the coreceptor-binding site in a CD4-independent HIV-1 envelope protein," Proc. Natl. Acad. Sci. USA 96 :6359-6364 | |

| Examiner | Date | |
|-----------|------------|--|
| Signature | Considered | |

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional).

Applicant is to place a check mark here or "x" if English language Translation is attached.

Substitute for form 1449/PTO, based on PTO/SB/08A and 08B INFORMATION DISCLOSURE STATEMENT BY APPLICANT

| Application Number | 10/680,076 |
|------------------------|-----------------|
| Filing Date | October 6, 2003 |
| First Named Inventor | Bell et al. |
| Art Unit | 1614 |
| Examiner Name | Not assigned |
| Attorney Docket Number | 36-02 |

| | Cite | REFERENCE Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item | T ² |
|----------------------|------|---|----------------|
| Examiner Initial* | No.1 | (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | _ ' |
| | | Kabat, D. et al. (1994), "Differences in CD4 Dependence for Infectivity | |
| | | of Laboratory-Adapted and Primary Patient Isolates of Human | |
| | | Immunodeficiency Virus Type 1," J. Virol. 68 :2570-2577 | 1 |
| | | Kolchinski, P. et al. (March 2001), "Increased Neutralization Sensitivity | |
| | | of CD4-Independent Human Immunodeficiency Virus Variants," J. Virol. 75 :2041-2050 | |
| | | Layne, S.P. et al. (1990), "HIV requires multiple gp120 molecules for CD4 mediated infection," Nature 346 :277-279 | |
| | | Neudorf, S. et al. (1989), "Expression of the CD4 Molecule of Acute | |
| | | Nonlymphocytic Leukemia (ANLL) Cell Lines," J. Clin. Lab. Anal. 3:312-315 | |
| | | Platt, E.J. et al. (1997), "Infectious Properties of Human | |
| | | Immunodeficiency Virus Type 1 Mutants with Distinct Affinities for the CD4 Receptor," J. Virol. 61 :883-890 | |
| | | Schols, D. et al. (1989), "Specific interaction of aurintricarboxylic acid | |
| | | with the human immunodeficiency virus/CD4 cell receptor," Proc. Natl. Acad. Sci. USA 86 :3322-3326 | |
| | | Vermeire, K. et al. (January 2003), "The Anti-HIV Potency of | |
| | | Cyclotriazadisulfonamide Analogs is Directly Correlated with Their | |
| | | Ability to Down-Modulate the CD4 Receptor,"Mol. Pharmacol. 63 :203-210 | |
| | | Vermeire, K. et al. (October 2002), "CADA Inhibits Human | |
| | | Immunodeficiency Virus and Human Herpesvirus 7 Replication by | |
| | | Down-modulation of the Cellular CD4 Receptor," Virology 302: 342-353 | - |
| | | Zhang, Y. et al. (1999), "Selective activity of various antiviral compounds against HHV-7 infection," Antiviral Res. 43 :23-35 | |

| | | |
|-----------|------------|--|
| Examiner | Date | |
| Signature | Considered | |

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional).

Applicant is to place a check mark here or "x" if English language Translation is attached.